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28 **UNITED STATES DISTRICT COURT**
FOR THE NORTHERN DISTRICT OF CALIFORNIA

29 SONOS, INC.,

30 Case No. 3:20-cv-6754

31 *Plaintiff,*

32
33 **SONOS, INC.’S NOTICE OF**
WITHDRAWAL OF DKT. 560, PAGE
3, LINES 17-26

34 v.

35 GOOGLE LLC,

36 *Defendant.*

37
38 Date: April 3, 2023

NOTICE

On April 3, 2023, Google alleged that Sonos included a “new, untimely summary judgment argument” in Sonos’s Response to Court’s Second Request for Information at Dkt. 560, page 3, lines 17-26. In view of this allegation, Google requested that Sonos “withdraw the[se] portions” or stipulate that Google can file a motion for leave to submit a response. Sonos disagrees that these portions constitute a new or untimely summary judgment argument, especially given the discussion had during the summary judgment hearing on March 30, 2023.

8 However, to avoid burdening the Court with further briefing on this issue, Sonos
9 withdraws lines 17-26 of page 3 of its Response (Dkt. 560) without prejudice. Of course, if the
10 Court would like further briefing on this or any other issue, Sonos is happy to submit such
11 briefing.

Dated: April 3, 2023

ORRICK HERRINGTON & SUTCLIFFE LLP
and
LEE SULLIVAN SHEA & SMITH LLP

By: /s/ Cole B. Richter

Cole B. Richter (admitted *pro hac*)

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